

the fiscal year pursuant to section 535c of this title in each annual report of the activities of the Department required by section 308(a) of title 49.

(Pub. L. 92-434, § 11, Sept. 26, 1972, 86 Stat. 733.)

CODIFICATION

“Section 308(a) of title 49” substituted in text for “section 11 of the Department of Transportation Act (49 U.S.C. 1658)” on authority of Pub. L. 97-449, § 6(b), Jan. 12, 1983, 96 Stat. 2443, the first section of which enacted subtitle I (§ 101 et seq.) of Title 49, Transportation.

§ 535i. Reservation of right to alter or repeal

The right to alter, amend, or repeal this subchapter is expressly reserved.

(Pub. L. 92-434, § 12, Sept. 26, 1972, 86 Stat. 733.)

CHAPTER 12—RIVER AND HARBOR IMPROVEMENTS GENERALLY

SUBCHAPTER I—GENERAL PROVISIONS

Sec.		Sec.	
540.	Investigations and improvements; control by Department of the Army; wildlife conservation.		(e) Definitions.
540a.	Availability of appropriations for attendance by military personnel at meetings and for printing survey reports.	556.	(f) Omitted.
541.	Board of Engineers for Rivers and Harbors; establishment; duties and powers generally.	557.	Printing reports generally.
542.	Review by Board of Engineers of reports on examinations and surveys and special reports.	557a.	Payment of costs of printing.
543.	Employment of civil engineers on western and northwestern rivers.	557b.	Publication of pamphlets, maps, brochures, and other material.
544, 544a.	Repealed.	557b.	Sale of publications, charts, or other material; deposit of proceeds.
544b.	Employment of physicians to examine employees; fee or employment basis; validation of prior agreements.	558.	Proceeds from sale or transfer of property acquired.
544c.	Minority group participation in construction of the Tennessee-Tombigbee Waterway project; annual report to Congress.	558a.	Repealed.
545.	Preliminary examinations and reports; surveys; contents of report to Congress generally.	558b.	Exchange of land or property.
545a.	Discontinuance.	558b-1.	Application to authorized works of flood control.
546.	Investigation of stream flow and watersheds; surveys in connection with dams.	558c.	Rights-of-way over United States land.
546a.	Information as to configuration of shore line.	559.	Disposition of rentals for Government plants.
547.	Reports as to local benefits of improvement and recommendations as to local cooperation.	560.	Contributions from private parties; return of excess.
547a.	Inclusion of regional economic development benefits in economic analysis for purposes of computing economic justification of project.	561.	Advances by private parties; repayment.
548, 549.	Omitted or Repealed.	561a.	Contributions from local interests; reduction to meet lowered cost.
550.	Report on water terminal and transfer facilities.	562.	Channel depths and dimensions defined.
551.	Policy of Government as to terminal facilities for new projects.	562a.	Project depths for national defense purposes; waterways for general commerce.
552.	Repealed.	563, 564.	Omitted or Repealed.
553.	Freight statistics.	565.	River and harbor improvement by private or municipal enterprise.
554.	Duty of shipowners and officers to furnish information to person in local charge of improvement; penalty.	566.	Improvement by or under authority of State of New Jersey.
555.	Duty of shipowners and officers to furnish information required by Secretary of the Army.	567.	Navigation and flood control improvements by Minnesota, North Dakota, and South Dakota.
555a.	Petroleum product information.	567a.	Flood and pollution control compacts between certain States.
	(a) Disclosure to States.	567b.	Pollution of Potomac drainage basin; control by State compacts.
	(b) Requests for disclosure.	567b-1.	Amended compact.
	(c) Modes of disclosure.	568.	Limitation on power of committee of Congress to consider projects.
	(d) Confidentiality of disclosed information.	569.	Personal equipment for employees; use of funds for purpose.
		569a.	Temporary employment of experts or consultants; compensation.
		569b.	Contracts; architect and engineering services; surveying and mapping services.
		569c.	Services of volunteers.
		569d.	Safety award and promotional materials.
			(a) Promotion of safety program.
			(b) Employee recognition.
			(c) Authorization of appropriations.
		569e.	Use of private sector resources in surveying and mapping.
		569f.	Debarment of persons convicted of fraudulent use of “Made in America” labels.
		570.	Default in contract; disposition of amounts collected.
		571.	Crediting reimbursements for lost, stolen, or damaged property.
		572.	Collection and removal of drift in Baltimore Harbor.
		573, 574.	Repealed or Omitted.
		575.	Availability of appropriations for expenses incident to operation of power boats or vessels; expenses defined; certification of expenditures.
		576.	Revolving fund; establishment; availability; reimbursement; transfer of funds; limitation.
		576a.	Purchase of passenger motor vehicles by Corps of Engineers.
		577.	Small river and harbor improvement projects.
			(a) Allotment from appropriations for construction.
			(b) Limitation on allotment.
			(c) Lands, easements, and rights-of-way; indemnification; assurances of local cooperation.
			(d) Sharing of costs by non-Federal interests.

Sec.		Sec.	
	(e) Completeness of project.	604.	Removal of snags, etc., from Mississippi River.
	(f) Low water access navigation channels from existing channel of Mississippi River.	605.	Operation of snag boats on Upper Mississippi River.
577a.	Small-boat navigation projects; charter fishing craft.	606.	Removal of snags, and so forth, from Ohio River.
577b.	Cost of operation and maintenance of general navigation features of small boat harbor projects; applicable projects.	607.	Removal of drift from New York Harbor.
578.	Disposal of surplus property for development of public port or industrial facilities.	607a.	Appropriations; separate project.
	(a) Conveyance by Secretary of the Army.	608.	Construction of fishways.
	(b) Purchase price; conditions, reservations or restrictions.	609.	Sluices and other work in dams for development of water power.
	(c) Notice of proposed conveyance.	610.	Control of aquatic plant growths.
	(d) Delegation of authority.	SUBCHAPTER V—PROSECUTION OF WORK GENERALLY	
	(e) Deposit of proceeds.	621.	By what methods river and harbor work may be authorized to be prosecuted.
579.	Repealed.	622.	Contracts, etc., for implementation of projects for improvements and for dredging and related work by private industry; performance of work by federally owned fleet and transition to use of private industry; requirements, standards, and study relating to transition and accompanying reduction of federally owned fleet.
579a.	Project deauthorizations.	623.	Repealed.
	(a) Funds to be obligated for construction to avoid deauthorization.	624.	Limitation on improvement work by private contract.
	(b) Transmission to Congress of list of unconstructed projects or separable elements authorized but not receiving obligations during 10 fiscal years preceding transmission; two-year updates of list.		(a) Determinations respecting comparison of private contract price with estimation of cost of performance of work by Government plant or by well-equipped contractor.
	(c) Deauthorization list; publication in Federal Register.		(b) Considerations involved in determinations of estimation of cost of performance of work by Government plant.
SUBCHAPTER II—PAY AND ALLOWANCES; TRAVELING EXPENSES AND SUBSISTENCE			(c) Considerations involved in determinations of estimation of cost of performance of work by well-equipped contractor.
581.	Hiring special means of transportation.	625.	Repealed.
582.	Repealed.	626.	Prosecution of work when appropriation insufficient.
583.	Payment of allowances, etc., incident to change of station of Engineer officers from appropriation for improvements.	627.	Application of appropriation when separate works are included therein.
583a.	Payment of pay and allowances of officers of Corps of Engineers from appropriation for improvements.	628.	Expenditure for dredging within harbor lines.
584, 584a.	Repealed.	629.	Contract for hire of dredging plant.
SUBCHAPTER III—ACQUISITION OF LAND AND MATERIALS		630.	Limitation on expenditure for purchase of dredges.
591.	Condemnation, purchase, and donation of land and materials.	631.	Transfer of property between projects.
592.	Condemnation of land in aid of person, company, corporation, municipal or private.	632.	Omitted.
593.	Condemnation of land in aid of State or State agency.	633.	Protection, alteration, reconstruction, relocation, or replacement of structures and facilities; contract standards; reasonable costs.
594.	When immediate possession of land may be taken.	SUBCHAPTER I—GENERAL PROVISIONS	
595.	Consideration of benefits in assessing compensation.	§ 540. Investigations and improvements; control by Department of the Army; wildlife conservation	
595a.	Compensation for taking or condemnation of property for public improvements; fair market value; partial taking; effective date.	Federal investigations and improvements of rivers, harbors, and other waterways shall be under the jurisdiction of and shall be prosecuted by the Department of the Army under the direction of the Secretary of the Army and the supervision of the Chief of Engineers, except as otherwise specifically provided by Act of Congress, which said investigations and improvements shall include a due regard for wildlife conservation.	
596.	Repealed.	(June 20, 1938, ch. 535, §1, 52 Stat. 802; July 26, 1947, ch. 343, title II, §205(a), 61 Stat. 501.)	
597.	Acquisition of lands for water resource development projects; information as to probable timing for acquisition; public meetings; regulations.	PRIOR PROVISIONS	
598.	Resettlement of displaced families, individuals, and business concerns.	Acts Aug. 30, 1935, ch. 831, 49 Stat. 1028; Aug. 26, 1937, ch. 832, 50 Stat. 844, contained similar provisions.	
	(a) Acquisition of land; condemnation expenses; bond.		
	(b) Acquisition provisions.		
	(c) Conveyance to State, public or private nonprofit body.		
SUBCHAPTER IV—PARTICULAR WORK OR IMPROVEMENTS			
601.	Mississippi River; regulation of reservoirs at headwaters.		
602.	Maintenance of channel of South Pass of Mississippi River.		
603.	Repealed.		
603a.	Removal of snags and debris, and straightening, clearing, and protecting channels in navigable waters.		